

MINUTES

CIVIL SERVICE COMMISSION MEETING

Wednesday, August 22, 2012 at 9:30 a.m.

522 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

9:30 A.M. CLOSED SESSION

Consideration of the appointment, employment, evaluation of performance, discipline, or dismissal of public employees pursuant to Government Code Section 54957, for the positions listed below.

CONVENED THE MEETING AT 9:31 A.M. AND WENT INTO CLOSED SESSION AT 9:32 A.M.

10:00 A.M. AGENDA

RECONVENED THE MEETING AT 10:23 A.M.

COMMISSIONERS PRESENT: ADKINS, FELTON, FOX, KAHWAJIAN, MARTINEZ

Minutes of the meeting of Wednesday, August 15, 2012, for approval
APPROVED.

Consideration of Consent Calendar
APPROVED.

Unfinished Business

1. *Petition of **BARBARA BROWN** for a hearing on her **discharge**, effective August 19, 2011, from the position of Eligibility Worker II, Department of Public Social Services, **Case No. 11-311.***

REMANDED TO THE HEARING OFFICER AGAIN FOR ULTIMATE FINDINGS OF FACT.

Unfinished Business (continued)

2. *Petition of **CESAR RINCON** for a hearing on his **discharge**, effective January 13, 2010, from the position of Senior Regional Planning Assistant, Department of Regional Planning, **Case No. 10-25**.*
CONTINUED AT THE REQUEST OF JANINE MCMILLION, ATTORNEY FOR THE DEPARTMENT, IN ORDER FOR HER TO BE PRESENT.

3. *Petition of **RICHARD TAYLOR** for a hearing on his **discharge**, effective July 30, 2010, from the position of Children's Social Worker III, Department of Children and Family Services, **Case No. 10-363**.*
OVERRULED THE PETITIONER'S OBJECTIONS. THE COMMISSION ADOPTED AS ITS FINAL DECISION THE FINDINGS OF THE HEARING OFFICER, WALTER NORWOOD, BUT MODIFIED THE RECOMMENDATION. THE DEPARTMENT IS SUSTAINED.

4. *Petition of **DAPHNE TEOH** for a hearing on the Director of Personnel's **denial of her promotion** to the position of Senior Community Mental Health Psychologist, Department of Mental Health, based on her claim of a Civil Service Rule 25 violation, **Case No. 11-177**.*
CONTINUED IN ORDER FOR THE COMMISSION TO READ THE RECORD.

5. *Petition of **CRUZ HUIDOR** for a hearing on his **discharge**, effective January 17, 2012, from the position of Patient Resources Worker, Department of Health Services, LAC+USC Medical Center, **Case No. 12-051**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION BASED ON A SETTLEMENT. HEARING CANCELLED.

6. *Petition of **DENNIS D. VICTORY** for a hearing on his seven (7) day **suspension**, effective January 10, 2012, from the position of Custodian, Department of Parks and Recreation, **Case No. 12-010**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION BASED ON A SETTLEMENT. HEARING CANCELLED.

Unfinished Business (continued)

7. *Petition of **ANNA ARROYO** for a hearing on the Director of Personnel's denial of her appeal of the **rating from records score** received in the examination for Mental Health Services Coordinator I, **Case No. 12-020**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION.

8. *Petition of **JAMES R. BOZAJIAN** for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability score** received in the examination for Deputy District Attorney IV, based on his claim of a Civil Service Rule 25 violation, **Case No. 12-152**.*
THE COMMISSION RULED THAT THE CLAIM OF A CIVIL SERVICE RULE 25 VIOLATION WAS UNTIMELY. CONTINUED THE APPEAL UNTIL A RELATED EMPLOYEE RELATIONS COMMISSION APPEAL HAS BEEN DECIDED. (COMMISSIONER KAHWAJIAN RECUSED HIMSELF.)

9. *Petition of **BONNIE L. SERAPHIN** for a hearing on her fifteen (15) day **suspension**, effective May 2, 2012, from the position of Librarian I, County Public Library, based on her claim of a Civil Service Rule 25 violation, **Case No. 12-153**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

10. *Amended petition of **ANA MARIA TRIBBLE** for a hearing on the Director of Personnel's denial of her appeal of the **Appraisal of Promotability score** received in the examination for Children Services Administrator I, based on her claim of a Civil Service Rule 25 violation, **Case No. 12-074**.*
CONTINUED IN ORDER FOR THE DEPARTMENT TO PROVIDE CONFIRMATION THAT THE SCORE HAS BEEN RAISED. AUTHORIZED THE EXECUTIVE DIRECTOR TO RECEIVE AND FILE A LETTER OF WITHDRAWAL.

New Business

11. *Petition of **MELISSA BURSEY** for a hearing on her fifteen (15) day **suspension**, effective June 15, 2012, from the position of Intermediate Typist Clerk, Department of Health Services, Harbor-UCLA Medical Center, **Case No. 12-199.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

12. *Petition of **VERONICA LARA** for a hearing on her ten (10) day **suspension**, effective July 2, 2012, from the position of Eligibility Worker II, Department of Public Social Services, **Case No. 12-201.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

13. *Petition of **HARVEY PRESSER** for a hearing on his thirty (30) day **suspension**, effective June 25, 2012, from the position of Mental Health Psychiatrist, Department of Mental Health, **Case No. 12-203.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

14. *Petition of **TERESA TSANG** for a hearing on her six (6) day **suspension**, effective July 2, 2012, from the position of Human Resources Analyst III, Department of Human Resources, **Case No. 12-205.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

Miscellaneous

15. Opportunity for members of the public to address the Commission on items of interest that are within the subject matter jurisdiction of the Commission.
NO PUBLIC COMMENTS.

ADJOURNED TO CLOSED SESSION AT 11:50 A.M.

CLOSED SESSION

Consideration of confidential peace officer appeals pursuant to Copley Press.

Unfinished Business

16. *Petitioner's request for a hearing on his **discharge**, effective June 16, 2010, from the position of Detention Services Officer, Probation Department, based on his claim of a Civil Service Rule 25 violation, **Case No. 10-246.***

AFTER READING THE RECORD, THE COMMISSION OVERRULED THE DEPARTMENT'S OBJECTIONS AND ADOPTED AS ITS FINAL DECISION THE FINDINGS OF THE HEARING OFFICER, STEPHEN BIERSMITH, BUT DELETED FINDINGS OF FACT 4 AND 5 AND DEEMED CONCLUSION OF LAW 2 A FINDING OF FACT. MODIFIED FINDINGS OF FACT 3, 7 AND 8 AND MODIFIED CONCLUSIONS OF LAW 1 AND 3. THE DEPARTMENT IS NOT SUSTAINED IN THE DISCHARGE. COMMISSIONERS ADKINS AND KAHWAJIAN DISSENTED.

17. *Petitioner's request for a hearing on her fifteen (15) day **suspension**, effective September 20, 2010, from the position of Deputy Probation Officer I, Probation Department, **Case No. 10-431.***

OVERRULED THE PETITIONER'S OBJECTIONS. THE COMMISSION ADOPTED AS ITS FINAL DECISION THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, RICHARD WULLIGER, TO SUSTAIN THE DEPARTMENT.

18. *Petitioner's request for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability score** received in the examination for Lieutenant, **Case No. 11-128.***

HEARING DENIED. COMMISSIONERS ADKINS AND FELTON DISSENTED.

ADJOURNED CLOSED SESSION AND RECONVENED THE MEETING AT 12:45.P.M.

READ INTO THE RECORD AN ACCOUNTING OF ACTIONS TAKEN DURING CLOSED SESSION.

ADJOURNED THE MEETING AT 12:46 P.M.

Legal Advisor:
Lester J. Tolnai

Head Civil Service Commission:
Steve Cheng

Head Commission Specialist:
Steve Erickson

APPROVED BY THE CIVIL SERVICE
COMMISSION ON AUGUST 29, 2012

A handwritten signature in cursive script that reads "Lawrence D. Crocker".

Lawrence D. Crocker
Executive Director